

AUG 17 2006

OFFICE OF PETITIONS

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
WILLIAM J. WELSH et al.

Serial No.: 10/665,377

Filed: September 18, 2003

Group Art Unit: 1625

Examiner: D. MARGARET M. SEAMAN

Atty. Dkt. No.: UVMO:021US

CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. § 1.8	
I hereby certify that this correspondence is being transmitted to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (571) 273-0025 on the date below:	
August 17, 2006 Date	Steven L. Highlander

For: OPIATE ANALOGS SELECTIVE FOR THE  $\delta$ -OPIOID RECEPTOR**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT****MS AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g), (h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

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construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

No fees are believed to be due in connection with the filing of this Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/UVMO:021US.

In accordance with 37 C.F.R. § 1.97(e)(1), Applicants hereby certify that each item of information contained in this Supplemental Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the effective filing date of the present statement, as evidenced by the date of the enclosed search report.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

  
Steven L. Highlander  
Reg. No. 37,642  
Attorney for Applicants

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Date: August 17, 2006

## APPENDIX B

Page 1 of 1

Form PTO-1449 (modified)		Atty. Docket No. UVMO:021US	Serial No. 10/665,377
List of Patents and Publications for Applicant's  INFORMATION DISCLOSURE STATEMENT  (Use several sheets if necessary)		Applicant William J. Welsh <i>et al.</i>	
		Filing Date: September 18, 2003	Group: 1625
U.S. Patent Documents <i>See Page 1</i>	Foreign Patent Documents <i>See Page 1</i>	Other Art <i>See Page 1</i>	

## U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.

## Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Language

## Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C43	Gao <i>et al.</i> , "Synthesis of 7-arylmorphinans. Probing the 'address' requirements for selectivity at opioid delta receptors," <i>J Med Chem</i> , 41(16):3091-8, 1998.

25687044.1

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

INFORMATION DISCLOSURE STATEMENT — PTO-1449 (MODIFIED)

## APPENDIX C



P 2.5818 - Patentan 2  
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Empfangen 19. Juni 2006

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Date

21.06.06

Reference  
FUL-187 EP

Application No./Patent No  
03756835.9 - 2101 PCT/US0329455

Applicant/Proprietor

THE CURATORS OF THE UNIVERSITY OF MISSOURI

### COMMUNICATION

The European Patent Office herewith transmits as an enclosure the supplementary European search report under Article 157(2)(a) EPC for the above-mentioned European patent application.

If applicable, copies of the documents cited in the European search report are attached.

☒ Additional set(s) of copies of the documents cited in the European search report is (are) enclosed as well.

### Refund of the search fee

If applicable under Article 10 Rules relating to fees, a separate communication from the Receiving Section on the refund of the search fee will be sent later.





European Patent  
Office

**SUPPLEMENTARY  
EUROPEAN SEARCH REPORT**

Application Number  
EP 03 75 6835

DOCUMENTS CONSIDERED TO BE RELEVANT			
Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (IPC)
X ✓	<p>PENG GAO ET AL.: "Synthesis of 7-arylmorphinans. Probing the "address" requirements for selectivity at opiod delta receptors"</p> <p>JOURNAL OF MEDICINAL CHEMISTRY, vol. 41, no. 16, 1998, pages 3091-3098, XP002382167</p> <p>US</p> <p>* compound 3C *</p> <p>-----</p>	1,8	<p>INV.</p> <p>C07D489/08</p> <p>C07D489/09</p> <p>A61K31/485</p> <p>A61P25/04</p>
			<p>TECHNICAL FIELDS SEARCHED (IPC)</p> <p>C07D</p> <p>A61K</p> <p>A61P</p>
<p>The supplementary search report has been based on the last set of claims valid and available at the start of the search.</p>			
Place of search		Date of completion of the search	Examiner
The Hague		23 May 2006	Alfaro Faus, I
<p><b>CATEGORY OF CITED DOCUMENTS</b></p> <p>X : particularly relevant if taken alone</p> <p>Y : particularly relevant if combined with another document of the same category</p> <p>A : technological background</p> <p>O : non-written disclosure</p> <p>P : intermediate document</p> <p>T : theory or principle underlying the invention</p> <p>E : earlier patent document, but published on, or after the filing date</p> <p>D : document cited in the application</p> <p>L : document cited for other reasons</p> <p>&amp; : member of the same patent family, corresponding document</p>			

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EPO FORM 1503 03.02 (P0404)

## APPENDIX D